



Jul-11-03 9:52AM;

6/terminal Dis  
9-25-03

PATENT  
2907-104P

L. Ellis

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: NIEBOER et al. Conf: 1872

Appl. No.: 09/695,828 Group: 3625

Filed: October 26, 2000 Examiner: THOMPSON JR, F.

For: AUTOMATED SYSTEM FOR CONDITIONAL  
ORDER TRANSACTIONS IN SECURITIES OR  
OTHER ITEMS IN COMMERCE

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Due Date  
August 9, 2003

Sir:

RECEIVED

JUL 22 2003

GROUP 3600

5<sup>TH</sup> Market, Inc., (hereinafter "the Assignee")

residing at 217 Lynwood Terrace, Nashville, TN 37205,

a corporation of Tennessee having a principal place of business at 104  
Woodmont Blvd., Suite 200; Nashville, TN 37206,

a university having an address of ,

represents that it is the true owner of the entire interest of U.S. patent Application No.

09/695,828, filed on October 26, 2000, for "AUTOMATED SYSTEM FOR  
CONDITIONAL ORDER TRANSACTIONS IN SECURITIES OR OTHER ITEMS IN  
COMMERCE,"(hereinafter "above-identified application") by virtue of and as evidenced  
by an Assignment recorded at the United States Patent and Trademark Office at Reel  
011268, Frame(s) 0083.

Appl. No. 09/695,828

The Assignee hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,418,419, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,418,419 shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application, and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,418,419 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

This Terminal Disclaimer is submitted on behalf of the Assignee by the undersigned, an attorney of record in the above-identified application.

Appl. No. 09/695,828

Please charge any fees or credit any overpayment pursuant to 37 C.F.R. § 1.20  
to Deposit Account No. 02-2448.

Respectfully submitted,

*July 12,*  
Date: August 9, 2003

By Anthony L. Birch  
Anthony L. Birch, #26,122

6915 Barrett Lane  
Bethesda, MD 20814  
(301) 652-6647

ALB:bb  
2907-104P

<b>Certificate of Transmission</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to:	
Commissioner of Patents; P.O. Box 1450; Alexandria, VA 22313-1450	
Signature:	<i>Anthony Birch</i>
Printed Name:	<i>Anthony L. BIRCH</i>
Date:	<u>7/12/03</u>

RECEIVED  
JUL 22 2003  
GROUP 3600

(Rev. 03/30/98)